

--Cross Reference to Related Applications

This application claims benefit of priority to U.S. Application Serial No. 60/189,160, filed March 14, 2000, and entitled In Home/Office Tornado Alert System, which is incorporated herein by reference.--

Remarks

The Examiner rejected the present application as being unpatentable over U.S. Patent No. 6,295,001, issued to Barber (the "Barber patent"). On the face of the Barber patent, the Barber patent has an identified filing date of August 21, 2000 (the "Barber patent filing date"), and an issue date of September 25, 2001.

Applicant submits herewith an Affidavit under 37 CFR §1.131 stating that Applicant conceived of, and reduced, the invention hereof prior to the Barber patent filing date, and that Applicant practiced due diligence from the time of the date of invention to the time the present patent application was filed. Additionally, Applicant has filed separately, although on the same date as this Amendment, a Petition to Accept an Unintentionally Delayed Claim of Priority. The claim has been made to claim priority for the present application to U.S. Application Serial No. 60/189,160, filed March 14, 2000, and entitled In Home/Office Tornado Alert System. A copy of that Petition is included as Exhibit D to the Affidavit filed herewith.

Since Applicant has sworn behind the Barber patent, Applicant requests that the rejection based on that reference be removed. No other rejections are pending. Therefore, Applicant requests that a Notice of Allowance be issued.

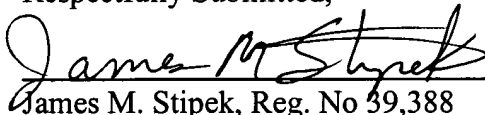
No new matter has been added. Thus, no new review is required, and no new search is required.

The references cited by the Examiner and made of record have been reviewed by Applicant. Applicant has no further remarks with regard thereto.

Based on the foregoing, it is submitted that the Applicant's invention as defined by the claims is patentable over the references of record. Issuance of a Notice of Allowance is solicited.

Applicant's attorney welcomes the opportunity to discuss the case with the Examiner in the event that there are any questions or comments regarding this response or the application.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "James M. Stipek", is written over a horizontal line.

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JMS/1026888

Marked up Specification

On page 1, after the Title and before the section entitled **Background of the Invention**, please insert:

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